


I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: January 21, 2009

Signature:

  
(Kevin M. Kocun)

Docket No.:  
SPINE 3.0-455 CIP CONT IV  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Zubok et al.

Application No.: 10/781,505

Group Art Unit: 3733

Filed: February 18, 2004

Examiner: J. L.  
Cumberledge

For: INSTRUMENTATION AND METHODS FOR  
USE IN IMPLANTING A CERVICAL  
DISC REPLACEMENT DEVICE

MS RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Dear Madam:

It is respectfully requested that the references listed on the enclosed form be made of record and considered with respect to the above-referenced U.S. patent application. A copy of each reference which is not a U.S. patent or patent application is enclosed. Submission of the present Information Disclosure Statement should not be taken as an admission that the cited references are legally available prior art or that the same are pertinent or material.


Application No.: 10/781,505

Docket No.: SPINE 3.0-455 CIP CONT IV

In the event that any fee is due in connection with the present Information Disclosure Statement, the Commissioner is hereby authorized to charge the same to our Deposit Account No. 12-1095.

Dated: January 21, 2009

Respectfully submitted,

By   
Kevin M. Kocun  
Registration No.: 54,230  
LERNER, DAVID, LITTENBERG,  
KRUMHOLZ & MENTLIK, LLP  
600 South Avenue West  
Westfield, New Jersey 07090  
(908) 654-5000  
Attorney for Applicants

LD-458\